IN THE HIGH COURT OF BOMBAY AT GOA
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FIRST APPEAL NO. 50 OF 1998

1. M/s. Agencia Commercial
   Maritima, a firm doing
   business at Damodar Bldg.,
   P.O. Box 22, Sambhaji,
   Goa,

2. Shri B M. Parkott (expired).
   His legal heirs are:
   2(i) Mrs. Kumari Parkott,
   2(ii) Mr. Das Parkott,
   (Capt. Narayandar Parkott),
   2(iii) Mr. Vinod Parkott,

3. Shri T. K. Unny, since deceased
   leaving behind him following
   heirs:
   3(i) Mrs. Laxmi Unny,
   3(ii) Master Ranjit Unny,
   3(iii) Miss Rati Unny,
   3(iv) Master Rakesh Unny,

4. Shri Vivian Coutinho,
   Partner, Agencia Commercial
   Maritima, Damodar Bldg.,
   P.O. Box No.22, Sambhaji, Goa. ... Appellants.

Versus

M/s Goa Shipyard Limited,
a public limited company,
having its registered office
and yard at Sambhaji, Goa,
through its Manager,
Shri W.A. Raghavan, r/o
Sambhaji, Goa. ... Respondents.

Mr. V. B. Nadkarni, Senior Advocate with Mr. Y. V. Nadkarni, advocate for the appellants.

Mr. M. S. Usgaokar, Senior Advocate with Mr. Sudesh Usgaokar, advocate for the respondents.

CORAM : B. H. MARLAPALLE, J.
DATE : 9th September, 2004.

ORAL JUDGMENT

Heard Mr. V. B. Nadkarni, learned Senior Counsel with Mr. Y. V. Nadkarni, advocate for the

appellants and Mr. M. S. Usgaokar, learned Senior Advocate with Mr. Sudesh Usgaokar, advocate for the respondents.

2. Consent Terms signed between the parties have been placed before me today. They have been duly verified by the appellants as well as the respondents before the Assistant Registrar of this Court and the learned advocates for the respective parties have also signed the same. It is submitted by the respective parties that the subject dispute in this Appeal has been compromised in terms of the Consent Terms, which are marked as Annexure "A-1" and they pray for disposal of the Appeal in terms of the said Compromise Terms.

3. Mr. Usgaokar states that he has already received Demand Draft bearing No.156580 dated 8.9.2004 for an amount of Rs.8,43,100/-, towards the settlement of the dues in terms of the Consent Terms.

4. The Appeal is hereby disposed of in terms of the Consent Terms and the Registry is directed to draw a decree in terms of the said Consent Terms.

5. Costs in the cause.

B. H. MARLAPALLE, J.